

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: IES UTILITIES INC.	DOCKET NO. E-21258
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ORDER ACCEPTING EXHIBIT

(Issued July 8, 1999)

On April 8, 1998, the Utilities Board (Board) issued an "Order Affirming Proposed Decision and Order and Requiring Exhibit" in Docket No. E-21258. In the order, the Board vested IES Utilities Inc. (IES) with the power to condemn right-of-way easements of duration limited to that stated in IOWA CODE § 478.15 (1999). The power to condemn right-of-way easements was conditioned upon IES filing a revised Exhibit E, which shows the extent of the Board's grant, for approval in accordance with the order. IES filed with the Board the revised exhibit on April 28, 1999, and filed a second revised exhibit on May 5, 1999. On April 28, 1999, Bradley J. and Paula J. Rutherford, and Bradley and Judith Price, landowners, filed an application for rehearing. The Board issued an "Order Denying Rehearing" on May 28, 1999. In the order, IES was directed to file a third revised Exhibit E for approval in accordance with the order. IES filed the revised exhibit on June 11, 1999.

The Board has reviewed IES's revised exhibit. The Board finds revised Exhibit E regarding eminent domain substantially complies with the April 8, 1999, and May 28, 1999, order. Therefore, the Board will accept Exhibit E.

IT IS THEREFORE ORDERED:

Exhibit E filed on June 11, 1999, by IES Utilities Inc., is accepted.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 8th day of July, 1999.